

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELY COUNTY
Court of Common Pleas

Dale Van Slambrook, Master In Equity

Case No. 2015-CP-08-00965
Appellate Case No. 2016-002234

PrimeLending, A
PlainsCapital Company,

Respondent

Respondent,

v.

Ronnell Demar Walker a/k/a
Ronnell D. Walker; and South
Pointe Homeowners Association
Defendants, Of whom Ronnell
Demar Walker a/k/a Ronnell D.
Walker is the Appellant

Appellant.

RECEIVED

MAR 20 2017

SC Court of Appeals

RESPONSE TO RESPONDENT'S MOTION TO DISMISS AND MOTION TO STAY TIME
TO FILE INITIAL BRIEF

Comes now I Ronnell Demar Bey in propria persona sui juris .

FACTS

- 1.) Appellant corrected the caption/title to include the name of the judge issuing the order and returned it very promptly.
- 2.) Appellant could not attach a copy of the final order because he was not provided with said copy but with a copy that was pre-drafted and did not contain the correct information or signature of the

Judge.(see attachment exhibit 1)

3.) Appellant was not aware that a copy of the original complaint was required. Per SCACR Form 8, the only documents that are required to file the Notice of Appeal is – Proof of service of the notice of appeal on the respondent[s], A copy of the order[s] [judgment] which is [are] to be challenged on appeal, and A filing fee of \$100.

4.) Appellant did not provide any information on Nikole Deanna Haltiwanger because of the fact that she was apparently removed from the case very early on and no longer is employed with Rogers and Townsend P.C. (which appellant was not notified of but researched and discovered) for this reason appellant was corresponding with the Erica G Lybrand.

5.) Appellant corrected the Notice of Appeal and contacted the Court of Appeals and was advised that he needed to send the corrected Notice of Appeal to the Appeals Court.

6.) Appellants reason for not having the title correct on correspondence is due to the fact that the Court of Appeals changed the format of the title and I was notified by mail after already mailing documentation, which was promptly corrected. (see exhibit 3)

.ARGUMENT

Respondent has stated that he/ she has not received the Designation of Matter to be included on the Record on appeal to which I personally sent via certified mail return receipt on February 14th in which I possess certified mail receipts showing that the documentation was received and signed for on February 16th.(see attachment exhibit 2) In addition, Respondent has already filed for an extension of Thirty days (30) to file their Initial Brief, which leads to the question of why this issue was not brought before the court when respondent filed the motion for time extension if in fact the

respondent had not received said documentation that prohibited him/ her from filing their Initial Brief. In order to allow opposing council ample time to file Initial Brief appellant did not oppose the time extension, as a result appellant prays that the same in good faith is afforded to him. Appellant is now aware of the issues of the name and addresses not being contained in the body of the notice of appeal which appellant truthfully believed he corrected and sent very promptly to the Appeals Court as I was instructed , I understand the issue this mistake may have caused the opposing party and am diligently working to correct it. The Court must liberally construe pro se documents, Estelle v Gamble, 429 U.S.97 (1976), holding them to a less stringent standard than those drafted by attorneys, Hughes v Rowe ,449 U.S 5 (1980)

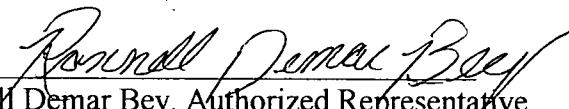
CONCLUSION

Appellant believes this motion should be denied based on the facts listed above and the fact that when appellant received any notice from the Appeals Court or any other party to the above noted case, appellant very timely responded however be it that appellants responses may have been in error there was every attempt in Good Faith to correct the issues at hand and let it be well noted that none of the said mistakes were done intentionally or to cause any delay in time. Appellant corrected the documents in a timely manner and then returned them with the belief that the corrections were in accordance with SCACR. Had Appellant known that the documents were missing anything required he would have honestly corrected any mistakes. Appellant prays this honorable court allows this case to move forward so that I can continue the fight for my home and hopes that justice will prevail.

Respectfully submitted,

March 15th, 2017

I Am:


Ronnell Demar Bey, Authorized Representative

Natural Person, In Propria Persona: Sui Juris

Ex Relatione RONNELL DEMAR WALKER

All Rights Reserved:

U.C.C. 1-207/ 1-308; U.C.C. 1-103

Tunis Territory

C/o 412 Eastover Circle

Summerville, SC [29483]

Non-Domestic, Non-Resident

FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF BERKELEY
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE

RECEIVED

MAR 20 2017

CASE NO. 2015-CP-08-00965

SC Court of Appeals

PrimeLending, A PlainsCapital Company

Ronnell Demar Walker a/k/a Ronnell D. Walker;
South Pointe Homeowners Association;

PLAINTIFF(S)

DEFENDANT(S)

<p>Submitted by: Erica G. Lybrand (SC Bar # 79052) Rogers Townsend & Thomas, PC 1221 Main Street, 14th Floor Post Office Box 100200(29202) Columbia, SC 29201 (803) 744-4444 (803) 343-7013 - Fax info@rtt-law.com</p>	<p>Attorney for : <input checked="" type="checkbox"/> Plaintiff <input type="checkbox"/> Defendant or <input type="checkbox"/> Self-Represented Litigant</p>
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DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT.** This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT.** See Page 2/3 for additional information.
- ACTION DISMISSED (CHECK REASON):** Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit); Rule 43(k), SCRPC (Settled); Other _____
- ACTION STRICKEN (CHECK REASON):** Rule 40(j), SCRPC; Bankruptcy; Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other _____
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):**
 Affirmed; Reversed; Remanded; Other _____

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order (formal order to follow) Statement of Judgment by the Court: _____

ORDER INFORMATION

This order ends does not end the case.
Additional Information for the Clerk _____

INFORMATION FOR THE JUDGMENT INDEX		
Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.		
Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)
N/A		

All that certain piece, parcel or lot of land, with any improvements thereon, situate, lying and being in the County of Berkeley, State of South Carolina, and known and designated as Lot 13, Phase I, on a plat by Harold J. Willson, Surveyor, dated April 9, 1985, entitled "Phase I of Dovewood Subdivision, South Pointe Development Owned by Finucan Peters Development, Inc., located in the Town of Summerville, Dorchester County, South Carolina", recorded in the Office of the Clerk of Court for Dorchester County, in Plat Cabinet E, Slide 164, and recorded in the RMC Office for Berkeley County in Plat Cabinet F, Page 66; said lot having such location, butting, bounding and measurements as will by reference to said plat more fully appear.

This being the same property conveyed to Ronnell D. Walker by deed Fannie Mae a/k/a Federal National Mortgage Association, dated June 27, 2014 and recorded July 3, 2014 in Book 10838 at Page 41 in the Office of the Register of Deeds for Berkeley County.

TMS# 2320701013

412 Eastover Circle
Summerville, SC 29483

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

Circuit Court Judge/Master in Equity/Special Referee

Judge Code

Date

For Clerk of Court Office Use Only

This judgment was entered on the _____ day of _____, 20____ and a copy mailed first class or placed in the appropriate attorney's box on this _____ day of _____, 20____ to attorneys of record or to parties (when appearing pro se) as follows:

Erica G. Lybrand
Rogers Townsend & Thomas, PC
P.O. Box 100200
Columbia, SC 29202-3400
ATTORNEY(S) FOR THE PLAINTIFF(S)
506951-00925 EL1

ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

Ronnell Demar Walker a/k/a Ronnell D. Walker
Ronnell Walker a/k/a Ronnell Demar Bey
412 Eastover Circle
Summerville, SC 29483

South Pointe Homeowners Association
C/O Bob Sideikas 303 Fox Squirrel Run,
Summerville, SC 29483

Court Reporter:

Exhibit #2

7015 3010 0000 5692 0000 0100 5101

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com

COLUMBIA, SC 29201

OFFICIAL USE

Certified Mail Fee \$3.35 \$2.75 0456 02

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$0.00

Return Receipt (electronic) \$0.00

Certified Mail Restricted Delivery \$0.00

Adult Signature Required \$0.00

Adult Signature Restricted Delivery \$0.00

Postage \$0.49

Total Postage and Fees \$0.49 02/14/2017

Sent To: *Erica G Lybrand*

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

5101 0100 0000 2695 4263

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
 Domestic Mail Only

For delivery information, visit our website at www.usps.com

COLUMBIA, SC 29201

OFFICIAL USE

Certified Mail Fee \$3.35 \$2.75 0456 02

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$0.00

Return Receipt (electronic) \$0.00

Certified Mail Restricted Delivery \$0.00

Adult Signature Required \$0.00

Adult Signature Restricted Delivery \$0.00

Postage \$0.49

Total Postage and Fees \$0.49 02/14/2017

Sent To: *Nikole Maltinager*

Street and Apt. No., or PO Box No.

City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9053 See Reverse for Instructions

RECEIVED
MAR 20 2017
SC Court of Appeals

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3

Print your name and address on the reverse so that we can return the card to you

Attach this card to the back of the mailpiece, or on the front if space permits

1. Article Addressed to:
Nikole Maltinager
ROBERTS TOWNSEND & THOMAS PC
1221 MAIN STREET 14th floor
Columbia South Carolina
29201

2. Article Number (Transfer from service label)
 9590.9402.2156.6193.2627.20

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Return Receipt for Merchandise
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

7015 3010 0000 2695 4263
 PS Form 3811, July 2015 PSN 7530-02-000-9053 Domestic Return Receipt

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3

Print your name and address on the reverse so that we can return the card to you

Attach this card to the back of the mailpiece, or on the front if space permits

1. Article Addressed to:
Erica G Lybrand
ROBERTS TOWNSEND & THOMAS PC
1221 MAIN STREET 14th floor
Columbia South Carolina
29201

2. Article Number (Transfer from service label)
 9590.9402.2156.6193.2627.37

3. Service Type
 Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Insured Mail
 Insured Mail Restricted Delivery (over \$500)

Priority Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Return Receipt for Merchandise
 Signature Confirmation™
 Signature Confirmation Restricted Delivery

15 3010 0000 2695 3853



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
TELEPHONE: (803) 734-1890
FAX: (803) 734-1839
www.sccourts.org

December 06, 2016

Ronnell Demar Walker
C/O 412 Eastover Circle
Summerville SC 29483

RECEIVED

MAR 20 2017

SC Court of Appeals

Re: Primelending v. Ronnell Demar Walker
Appellate Case No. 2016-002234

Dear Mr. Walker:

This is to advise that the title in the above matter has been changed to read as follows:

PrimeLending, A PlainsCapital Company, Respondent,

v.

Ronnell Demar Walker a/k/a Ronnell D. Walker; and South Pointe Homeowners Association, Defendants,

Of whom Ronnell Demar Walker a/k/a Ronnell D. Walker is the Appellant.

All future records in this matter should be changed to reflect this title. If you have any questions, please do not hesitate to contact this office.

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELY COUNTY
Court of Common Pleas

Dale Van Slambrook, Master In Equity

Case No. 2015-CP-08-00965
Appellate Case No. 2016-002234

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SC Court of Appeals

PrimeLending, A
PlainsCapital Company

Respondent,


v.

Ronnell Demar Walker a/k/a
Ronnell D. Walker; and South
Pointe Homeowners
Association, Defendants, Of
whom Ronnell Demar Walker
a/k/a Ronnell D. Walker is the
Appellant

Appellant.

PROOF OF SERVICE

I certify that I have served the **RESPONSE TO MOTION TO DISMISS AND MOTION TO STAY TIME TO FILE INITIAL BRIEF** by depositing a copy of it in the United States Mail, postage prepaid, on March 15, 2017, addressed to The Honorable Jenny Abbott Kitchings, Clerk of Court, South Carolina Court of Appeals at 1220 Senate Street Columbia, South Carolina 29201.

I Am: 
Ronnell Demar Bey, Authorized Representative
Natural Person, In Propria Persona: Sui Juris
Ex Relatione RONNELL DEMAR WALKER
All Rights Reserved:
U.C.C. 1-207/ 1-308; U.C.C. 1-103
Tunis Territory
C/o 412 Eastover Circle
Summerville, SC [29483]
Non-Domestic, Non-Resident

March 15, 2017


The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals, Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

RECEIVED
MAR 20 2017
SC Court of Appeals

RE: PrimeLending, A PlainsCapital Company, V. Ronnell Demar Walker a/k/a
Ronnell D. Walker; and South Pointe Homeowners Association, Defendants, Of
whom Ronnell Demar Walker a/k/a Ronnell D. Walker is the Appellant,
Case No. 2015-CP-08-00965, Appellate Case No. 2016-002234

Dear Ms. Kitchings:

Please find enclosed an Original and 7 copies of the Response to Motion to
Dismiss and Motion to Stay Time to File Initial Brief and Proof of Service in for the
above referenced matter.

I Am: 
Ronnell Demar Bey, Authorized Representative
Natural Person, In Propria Persona:
Ex Relatione Ronnell Demar Walker
All Rights Reserved:
U.C.C. 1-207/ 1-308; U.C.C. 1-103
Tunis Territory
C/o 412 Eastover Circle
Summerville, SC [29483]
Non-Domestic

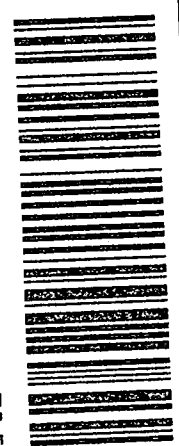
Enclosures

cc:
Erica G. Lybrand
Rogers Townsend Attorney at Law
1221 Main Street, 14th Floor
Columbia, SC 29201

Demar Bay
Eastover Circle
11e, SC
[29483]

PK

PLACE STICKER AT TOP OF ENVELOPE FOR THE RIGHT
FOR THE RETURN ADDRESS TO BE RECORDED
CERTIFIED MAIL



7016 1970 0001 2084 9159

The Honorable Jenny Abbott King
The South Carolina Court of Appeals
Clerk of Court
132D Senate Street
Columbia, SC 29201



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29201

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LADSON, SC
29456
MAR 16 17
AMOUNT

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R2304M114617-02

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SC Court of Appeals